

LEGISLATURE OF THE STATE OF IDAHO
Sixty-first Legislature Second Regular Session - 2012

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 397

BY RESOURCES AND CONSERVATION COMMITTEE

AN ACT

RELATING TO IRRIGATION DISTRICTS; AMENDING SECTION 43-201A, IDAHO CODE, TO PROVIDE THAT IF ONLY ONE QUALIFIED CANDIDATE HAS BEEN NOMINATED FOR A POSITION TO BE FILLED IN AN ELECTION FOR DIRECTORS, IT SHALL NOT BE NECESSARY TO HOLD AN ELECTION FOR THAT POSITION, TO REVISE TIME PROVISIONS RELATING TO THE DECLARATION OF CERTAIN CANDIDATES ELECTED AS DIRECTORS, TO PROVIDE THAT THE SECRETARY OF THE DISTRICT SHALL TAKE CERTAIN ACTION FOLLOWING THE BOARD'S DECLARATION AND TO CLARIFY VERBIAGE ASSOCIATED WITH THE SIGNING OF CERTIFICATES OF ELECTION.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 43-201A, Idaho Code, be, and the same is hereby amended to read as follows:

43-201A. WHEN ELECTION NOT REQUIRED. In any election for directors if, after the expiration of the date for filing written nominations for the office of director, it appears that only one (1) qualified candidate has been nominated thereby for ~~each~~ a position to be filled, it shall not be necessary to hold an election for that position, and the board of directors shall ~~within five (5) days after expiration of the date for filing written nominations~~ declare such candidate elected as director- at the next regularly scheduled board meeting following the expiration of the date for filing written nominations. Following the board's declaration, ~~t~~The secretary shall immediately make and deliver to such person a certificate of election signed by him or her and bearing the seal of the district. The procedure set forth in this section shall not apply to any other irrigation district election.